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(GC(42)/20)

IMPLEMENTATION OF UNITED NATIONS SECURITY COUNCIL RESOLUTIONS RELATING TO IRAQ

Draft resolution submitted by Albania, Argentina, Australia, Austria, Belgium, Bulgaria, Canada, Croatia, the Czech Republic, Denmark, Ecuador, Estonia, Finland, France, Germany, Greece, Hungary, Iceland, Ireland, Italy, the Republic of Korea, Kuwait, Liechtenstein, Luxembourg, the Netherlands, New Zealand, Norway, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, Switzerland, the United Kingdom and the United States of America

The General Conference,

(a) Recalling United Nations Security Council resolutions 687, 707, 715, 1051, 1060, 1115, 1154 and 1194,

(b) Recalling further the resolutions of the thirty-fifth (1991), thirty-sixth (1992), thirty-seventh (1993), thirty-eighth (1994), thirty-ninth (1995), fortieth (1996) and forty-first (1997) General Conferences (GC(XXXV)/RES/568, GC(XXXVI)/RES/579, GC(XXXVII)/RES/626, GC(XXXVIII)/RES/19, GC(39)/RES/5, GC(40)/RES/21 and GC(41)/RES/23),

(c) Taking note of the Director General's report contained in document GC(42)/14, his introductory statement to the forty-second General Conference, his fourth and fifth consolidated six-monthly reports to the Security Council (GOV/INF/827 and GOV/INF/13), his Interim Status Report (GOV/INF/1998/16) and his report to the Board of Governors (GOV/1998/44),

(d) Reaffirming the need for full implementation by Iraq of Security Council resolutions 687, 707, 715, 1051, 1060, 1115, 1154 and 1194,

(e) Noting with concern that the limited activities currently undertaken by the IAEA in Iraq, under the restrictions imposed by Iraq, fall far short of full implementation of the OMV plan and result in a significantly reduced level of assurance than would be provided through full implementation of the plan,

(f) Recalling Iraq's declared intention to adopt, by October 1998, the necessary measures to implement its obligations under resolutions 687 and 707, and other relevant Security Council resolutions and the IAEA's OMV plan,

(g) Noting that the IAEA judges the summary of Iraq's technical achievements provided by Iraq to be consistent with the technically coherent picture of that programme, stressing however, the continuing uncertainty regarding the completeness of that picture, and

(h) Noting that the OMV plan does not foreclose the IAEA's right to investigate further any aspect of Iraq's clandestine nuclear programme and that, as part of its OMV activities, the IAEA, while focussing most of its resources on the implementation and technical strengthening of its OMV plan, will continue to implement that right, through the follow-up of any new information that comes to its knowledge and will destroy, remove or render harmless any prohibited items that may be discovered through such investigations,

1. Commends the Director General and the Agency's Action Team for their strenuous efforts to implement Security Council resolutions 687, 707, 715, 1051, 1060, 1115, 1154 and 1194, and requests them to continue their efforts to fulfill their mandate;

2. Condemns the decision by Iraq of 5 August 1998 to suspend co-operation with the IAEA, which constitutes a totally unacceptable contravention of its obligations under the relevant Security Council resolutions and the Memorandum of Understanding signed by the Deputy Prime Minister of Iraq and the Secretary-General of the United Nations on 23 February 1998;

3. Stresses that greater transparency by Iraq in its dealings with the IAEA would contribute greatly to the resolution of remaining questions and concerns;

4. Demands that Iraq rescind its above-mentioned decision and co-operate fully with the IAEA in accordance with its obligations under the relevant resolutions and Memorandum of Understanding as well as resume dialogue with the IAEA immediately;

5. Stresses that the Agency's Action Team should continue to exercise its right to investigate further any aspects of Iraq's nuclear programme, in particular as regards any further relevant information which Iraq may still be withholding from the Agency;

6. Welcomes the continued operation of the import/export monitoring mechanism called for under Security Council resolution 1051; and

7. Requests the Director General to report the views of the General Conference to the Secretary-General of the United Nations and to report to the Board of Governors and to the forty-third regular session of the General Conference on his efforts to implement Security Council resolutions 687, 707, 715, 1051, 1060, 1115, 1154 and 1194 and decides to remain seized of this issue.